



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Spytek, et al.

EXAMINER: David J. Steadman

SERIAL NUMBER: 10/023,634

ART UNIT: 1652

FILING: DATE: December 17, 2001

FOR: PROTEINS, POLYNUCLEOTIDES ENCODING THEM AND METHODS OF
USING THE SAME

Mail Stop IDS

Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

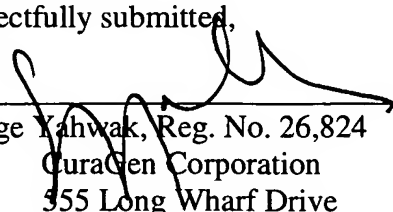
1. Supplemental Information Disclosure Statement (2 pages), in duplicate;
2. Modified Form 1449/PTO (2 page) in duplicate;
3. No copies of Cited references and A1 and A40
4. Return Postcard

The Commissioner is authorized to charge fees due under 37 C.F.R § 1.97 (c)(2) and set forth § 1.17 (p) in to Deposit Account No.502648, Reference No. Cura 521 (21402-221). A duplicate copy of this transmittal letter is enclosed.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at 203/974-6303, New Haven, Connecticut.

Respectfully submitted,

Date: October 29, 2004


George Yehwak, Reg. No. 26,824
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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty disclosure under 37 C.F.R. §§ 1.56, 1.97 and 1.98 and specifically 37 C.F.R. § 1.97 (c) (2) Applicants hereby make of record the documents attached modified Form PTO-1449.

This Supplemental Information Disclosure Statement is being filed at the Examiners request in connection with the Office Action dated April 29, 2004 in the above referenced application. The Commissioner is hereby authorized to charge the fee due under 37 C.F.R. § 1.97 (c) (2) and set forth in § 1.17 (p) to deposit Account No. 502648 Ref. No. Cura 521.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and signs the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

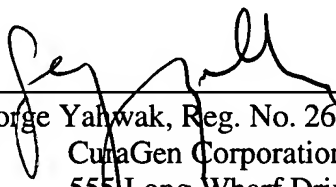


By Submitting this Information Disclosure Statement, the Applicant makes no representation that: (1) a search has been performed, or that more relevant information does not exist; and (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The order of presentation of the references should not be constructed as an indication of the importance of the references. The Examiner is urged to form his/her own conclusion regarding the relevance of the cited information.

Respectfully submitted,

Date: October 29, 2004


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Date of Deposit: 10/29/2004



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PTO/SB (12-97)

Approved for use through 9/30/00. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)	Application Number	10/023,634
	Filing Date	12/17/01
	First Named Inventor	Ballinger, et al.
	Group Art Unit	1652
	Examiner Name	David J. Steadman
	Attorney Docket Number	21402-221 (Cura 521)

U.S. PATENT DOCUMENTS							
Exam Initials	Cite No.	U.S. Patent Document No.	Issue Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date If Appropriate
	A1	20030027265	N/A	Baker, et al.	435	69.1	06/18/2002
	A2	20030027267	N/A	Baker, et al.	435	69.1	06/19/2002
	A3	20030027270	N/A	Baker, et al.	435	69.1	06/19/2002
	A4	20030027276	N/A	Baker, et al.	435	69.1	06/19/2002
	A5	20030032124	N/A	Baker, et al.	435	69.1	06/25/2002
	A6	20030032125	N/A	Baker, et al.	435	69.1	06/26/2002
	A7	20030032126	N/A	Baker, et al.	435	69.1	06/26/2002
	A8	20030032132	N/A	Baker, et al.	435	69.1	06/28/2002
	A9	20030032133	N/A	Baker, et al.	435	69.1	06/28/2002
	A10	20030032135	N/A	Baker, et al.	435	69.1	07/01/2002
	A11	20030032136	N/A	Baker, et al.	435	69.1	07/02/2002
	A12	20030032138	N/A	Baker, et al.	435	69.1	07/02/2002
	A13	20030032139	N/A	Baker, et al.	435	69.1	07/01/2002
	A14	20030036060	N/A	Ashkenazi, et al.	435	6	07/12/2001
	A15	20030036118	N/A	Baker, et al.	435	69.1	06/21/2002
	A16	20030036120	N/A	Baker, et al.	435	69.1	06/25/2002
	A17	20030036121	N/A	Baker, et al.	435	69.1	06/25/2002
	A18	20030036122	N/A	Baker, et al.	435	69.1	06/25/2002
	A19	20030036123	N/A	Baker, et al.	435	69.1	06/25/2002
	A20	20030036124	N/A	Baker, et al.	435	69.1	06/25/2002
	A21	20030036150	N/A	Ashkenazi, et al.	514	12	07/13/2001
	A22	20030036161	N/A	Baker, et al.	435	69.1	07/12/2002
	A23	20030040060	N/A	Baker, et al.	435	69.1	06/24/2002
	A24	20030040069	N/A	Baker, et al.	435	69.1	06/28/2002
	A25	20030040076	N/A	Baker, et al.	435	69.1	07/12/2002

Date of Deposit: 10/28/2004



U.S. PATENT DOCUMENTS							
Exam Initials	Cite No.	U.S. Patent Document No.	Issue Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date If Appropriate
	A26	20030040077	N/A	Baker, et al.	435	69.1	07/16/2002
	A27	20030044916	N/A	Baker, et al.	435	69.1	06/20/2002
	A28	20030044918	N/A	Baker, et al.	435	69.1	06/20/2002
	A29	20030044919	N/A	Baker, et al.	435	69.1	06/21/2002
	A30	20030044920	N/A	Baker, et al.	435	69.1	06/24/2002
	A31	20030044921	N/A	Baker, et al.	435	69.1	06/24/2002
	A32	20030044924	N/A	Baker, et al.	435	69.1	06/25/2002
	A33	20030044925	N/A	Baker, et al.	435	69.1	06/25/2002
	A34	20030054467	N/A	Baker, et al.	435	69.1	06/18/2002
	A35	20030054468	N/A	Baker, et al.	435	69.1	06/19/2002
	A36	20030054470	N/A	Baker, et al.	435	69.1	07/22/2002
	A37	20030054471	N/A	Baker, et al.	435	69.1	07/22/2002
	A38	20030054475	N/A	Baker, et al.	435	69.1	07/22/2002
	A39	20030064367	N/A	Ashkenazi, et al.	435	6	07/13/2001
	A40	20030064923	N/A	Ashkenazi, et al.	514	12	07/13/2001

FOREIGN PATENT DOCUMENTS					
Exam Initials	Cite No.	Foreign Patent Document Office Number	Name of Patentee(s) or Applicant(s)	Date of Publication	Translation Yes No
	B1				

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS		
Exam Initials	Cite No.	Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.

* a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. _____, filed _____, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to applicant.